

Senate Engrossed

State of Arizona
Senate
Forty-fifth Legislature
First Regular Session
2001

CHAPTER 140

SENATE BILL 1299

AN ACT

AMENDING LAWS 1999, CHAPTER 313, SECTIONS 35 AND 41; RELATING TO THE
ALZHEIMER'S TREATMENT ASSISTIVE LIVING FACILITY DEMONSTRATION PILOT PROJECT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Laws 1999, chapter 313, section 35 is amended to
3 read:

4 Sec. 35. Alzheimer's treatment assistive living facility
5 demonstration pilot project

6 A. Beginning on October 1, 1999, the Alzheimer's treatment assistive
7 living facility demonstration pilot project is established. Any person who
8 is diagnosed with Alzheimer's disease or other dementia and who is eligible
9 for title XIX services pursuant to section 36-2931, Arizona Revised Statutes,
10 may participate in the pilot project subject to the following limitation on
11 the maximum number of participants:

12 1. Beginning on October 1, 1999 through September 30, 2000, not more
13 than fifty persons at any one time.

14 2. Beginning on October 1, 2000 through September 30, 2001, not more
15 than seventy-five persons at any one time.

16 3. Beginning on October 1, 2001 through September 30, 2002 2005, not
17 more than one hundred persons at any one time.

18 B. ~~Only those~~ Alzheimer's treatment assistive living facilities that
19 participated in the demonstration project established by Laws 1994, chapter
20 103, section 1, as amended by Laws 1995, chapter 105, section 2 and Laws
21 1998, chapter 178, section 15, are eligible for this pilot
22 project. BEGINNING ON OCTOBER 1, 2001, ANY ALZHEIMER'S TREATMENT ASSISTIVE
23 LIVING FACILITY THAT MEETS THE REQUIREMENTS OF THIS SECTION MAY PARTICIPATE
24 IN THE DEMONSTRATION PROJECT.

25 C. To receive reimbursement for title XIX covered services, the
26 assisted living facilities shall provide a level of care that does not exceed
27 directed care services as defined in section 36-401, Arizona Revised
28 Statutes, and must contract with a program contractor at the reimbursement
29 rate offered by the program contractor. Title XIX covered services do not
30 include room and board in an assisted living facility.

31 D. An assisted living facility participating in the pilot project
32 shall have buildings and furnishings that are designed for the residents'
33 safety. The facility's physical plant, safety and food service standards
34 shall meet or exceed department of health services rules for assisted living
35 facilities.

36 E. Residents shall live in a single residential room, unless otherwise
37 requested by the resident or the resident's legal guardian. Each residential
38 room shall be constructed as a private room and shall include living and
39 sleeping space, a private bathroom and a storage area. IF A PERSON RESIDES
40 IN A COUNTY WITH A POPULATION OF LESS THAN FIVE HUNDRED THOUSAND PERSONS
41 ACCORDING TO THE MOST RECENT UNITED STATES DECENNIAL CENSUS, THE DIRECTOR OF
42 THE ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM MAY WAIVE THE SINGLE ROOM
43 REQUIREMENT IF THE ONLY CHOICE AVAILABLE TO THAT PERSON IS TO RESIDE IN A
44 NURSING FACILITY. IF THE RESIDENT'S ROOM DOES NOT HAVE A PRIVATE BATHROOM,
45 THE ASSISTED LIVING FACILITY MUST HAVE A BATHROOM THAT IS EQUIPPED WITH A

1 SINGLE TOILET AND A SINGLE SHOWER AND A DOOR THAT CAN BE CLOSED TO PROVIDE
2 PRIVACY FOR A RESIDENT.

3 ~~E.~~ F. The resident to staff ratio shall be designed to meet each
4 resident's daily activity needs. There shall not be more than six residents
5 for each staff member during the morning and evening hours and not more than
6 twelve residents for each staff member during nighttime hours. The
7 facility's director and maintenance staff are not included in computing this
8 ratio. The manager of the facility shall have a minimum of a bachelor degree
9 or three years' work experience with persons with Alzheimer's disease or
10 dementia.

11 ~~F.~~ G. Each manager and caregiver participating in the assistive
12 living facility pilot project shall receive orientation and training as
13 required in the assisted living facility rules adopted by the department of
14 health services.

15 ~~G.~~ H. The Arizona health care cost containment system administration
16 shall conduct an evaluation of the pilot project and shall submit a report
17 of its findings to the governor, the speaker of the house of representatives
18 and the president of the senate on or before January 15, 2002 2005. The
19 administration shall provide a copy of this report to the secretary of state
20 and the director of the department of library, archives and public records.
21 The evaluation shall include the following:

22 1. A recommendation of whether Alzheimer's assisted living facilities
23 should be an approved permanent setting for the Arizona long-term care system
24 established pursuant to title 36, chapter 29, article 2, Arizona Revised
25 Statutes.

26 2. The number of persons by setting in each reporting year who
27 received services from an assisted living facility participating in the pilot
28 project, by area.

29 3. A list of the assisted living facilities participating in the pilot
30 project.

31 4. The length of placement in the assisted living facilities
32 participating in the pilot project.

33 5. The cost of services provided to pilot project participants for
34 each of the reporting years.

35 6. The percentage of emergency room visits and hospitalizations by
36 each person participating in the pilot project.

37 7. The number of persons transferred from assisted living facilities
38 participating in the pilot project and the setting where the person was
39 moved.

40 8. The number and type of deficiencies, any plans of correction or
41 complaint investigations at any of the assisted living facilities
42 participating in the pilot project as provided to the Arizona health care
43 cost containment system administration by the department of health services.

44 9. Whether the assistive living facilities participating in the pilot
45 project were able to deliver title XIX services at a reasonable cost when

1 compared with other alternative residential facilities that provide services
2 to persons with Alzheimer's disease.

3 10. The impact of the pilot project in rural and urban areas of this
4 state.

5 11. A recommendation on whether to continue the pilot project on a
6 statewide basis.

7 12. Any other information that the Arizona health care cost containment
8 system administration determines is necessary to help evaluate the efficacy
9 and cost-effectiveness of the pilot project.

10 Sec. 2. Laws 1999, chapter 313, section 41 is amended to read:

11 Sec. 41. Delayed repeal

12 LAWS 1999, CHAPTER 313, section 35 of ~~this act~~, relating to the
13 Alzheimer's treatment assistive living facility demonstration pilot project,
14 is repealed on October 1, 2002 2005.

APPROVED BY THE GOVERNOR APRIL 17, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 17, 2001.

Passed the House April 10, 2001,

by the following vote: 57 Ayes,

0 Nays, 3 Not Voting

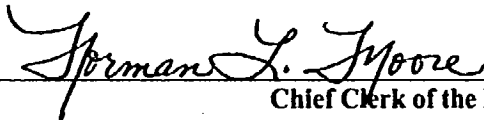
Passed the Senate February 14, 2001,

by the following vote: 30 Ayes,

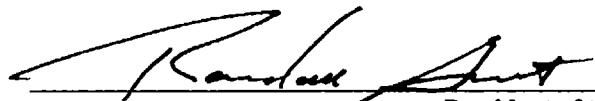
0 Nays, 0 Not Voting



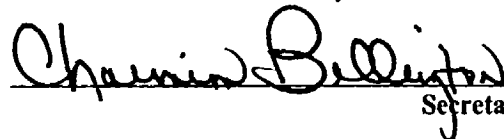
Speaker of the House



Chief Clerk of the House



President of the Senate



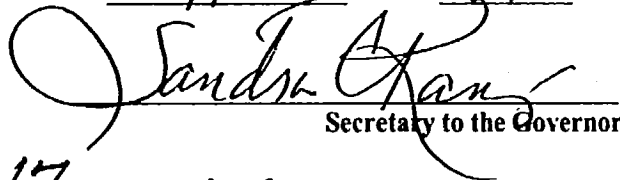
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

11 day of April, 2001,

at 11:03 o'clock A M.

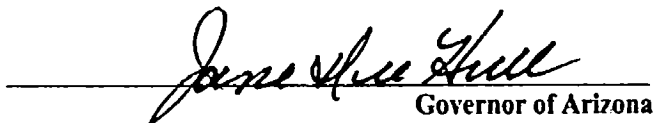


Secretary to the Governor

Approved this 17 day of

April, 2001,

at 11:02 o'clock A M.



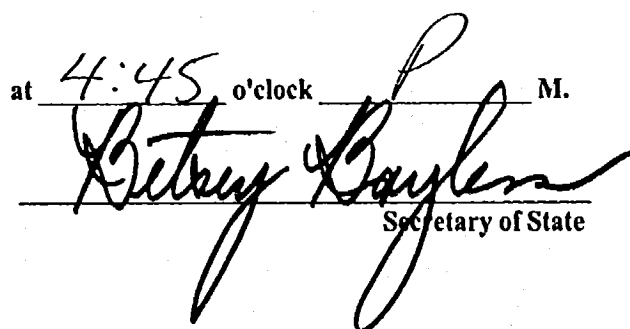
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 17 day of April, 2001,

at 4:45 o'clock P M.



Secretary of State

S.B. 1299